

P.R. No. 139/06
Presented by: Shri. A. N. Pandey
dated: 10/1/06
CF = 100/-

03

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT

BILASPUR

W. P. NO. 141 / 2006

Single Bench

PETITIONER

:

Anoop Prasad Sahani
S/o late Shri M.R.Sahani,
Aged about 24 years, R/o
Village Cheer Bagicha Bijli
Toli Jashpur, Dist :
Jashpur-(C.G.)

Versus

Respondents

:

1. State of Chhattisgarh,
Through The Secretary
Home Department, D.K.S.
Bhawan, Raipur-(C.G.)
2. The Inspector General of
Police, Bilaspur Range
Bilaspur-(C.G.)
3. The Supdt. Of Police
Jashpur, Dist : Jashpur-
(C.G.)
4. The Union of India
Through - The Secretary
Department of Human
Resource, New Delhi
5. State of Madhya Pradesh
Through - The Secretary,
Department of Home,
Bhopal - (M.P.)

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THAKUR VIJAY SINGH
General in
CHHATTISGARH HIGH COURT
High Court Campus, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA

आदेश पत्रक

मामला क्रमांक

W.P. No. 141/06

सन् 2006

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	13-1-2006 Petitioner by Shri A. N. Pandey, Advocate. Shri S.P. Kale, Govt. Advocate, for the State/respondents. With consent, heard finally. This case relates to compassionate appointment consequent upon the death of an employee serving in the State. Learned counsel for the petitioner categorically stated that, the death of the employee has occurred on 2-10-1999 i.e. after 1-11-1997 and not earlier. He further submits that earlier his application has been rejected. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20/12/2005. He prays that similar orders may be passed in this case also. Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1/11/1997 strictly in accordance with the policy prevalent at that time. In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of the employee concerned. If the petitioner found eligible, appointment orders will be issued as early as possible on or before 30th April, 2006. The petitioner is also directed to render due co-operation to the authorities. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law including filing of the petition before this Court. With the aforesaid observations, this petition stands disposed of. Certified copy as per rules. Copy to the State counsel, who will be obliged to communicate the order to the respondents for compliance.	Sd/- Fakhruddin Judge

[पीछे देखिये]

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20/1/06